



FRANKEL & NEWFIELD, P.C.

MEMO ENDORSED

ATTORNEYS AT LAW

Justin C. Frankel*

Jason A. Newfield*

*Admitted in NY Ct and PA

585 Stewart Avenue

Suite 312

Garden City, NY 11530

Tel: (516) 222-1600

Fax: (516) 222-0513

www.frankelnnewfield.com

May 22, 2008

VIA FEDERAL EXPRESS

Honorable Lewis A. Kaplan
 United States District Court
 United States Courthouse
 500 Pearl Street
 New York, New York 10007-1312

MAY 22 2008

USD	JNY
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Re: Cindy Hogan-Cross v. Metropolitan Life Insurance Company et. al.
U.S. D. Ct., S.D.N.Y. 08 Civ. 0012 (LAK)

Dear Judge Kaplan:

We are the attorneys for the Plaintiff, Cindy Hogan-Cross.

We write this letter to request that all dates contained in the February 26, 2008 Consent Scheduling Order be extended by 2 months.

By way of background, on March 7, 2008, Defendant Met Life filed a Motion to Change Venue. Thereafter, Plaintiff Amended the Complaint to add IBM as a party. On April 28, 2008, The Court dismissed IBM as a party. On May 16, 2008, Met Life filed its Reply to its Motion to Transfer Venue. On May 19, 2008 Your Honor denied Met Life's Motion to Change Venue.

On May 20, 2008 Plaintiff served Defendant with their discovery demands (within one day of the Court Ordering that the action proceed). However, under the original Order, discovery is due to close on June 13, 2008. Plaintiff believes that additional time is required to complete discovery, as discovery was not served until following the Court's consideration of the venue issue. Plaintiff believes that this constitutes good cause to amend the Order.

Defendant has refused to consent to Plaintiff's request for additional time for completion of discovery.

*Granted to
the extent I understood
the meet & extend
all will be done
as directed by
the court*

Respectfully Submitted,

FRANKEL & NEWFIELD, P.C.

By: *[Signature]*
 Justin C. Frankel (JF5983)

JCF:jpm
 Enclosure

cc: Allan Marcus via Federal Express

LEWIS A. KAPLAN, JF5983